

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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MATILDA MAHMUTLLARI,

Plaintiff,

v.

U.S.C.I.S., Milwaukee, WI,

Defendant.

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ORDER

10-cv-610-slc

In an order entered in this case on October 15, 2010, I advised plaintiff that it was her responsibility to serve defendant with her complaint and file proof of service as soon as she had it. I noted that the Fed. R. Civ. P. 4(m), allows a plaintiff 120 days after filing a complaint in which to serve a defendant, but that the 120-day deadline is the outside limit. I advised plaintiff that if she acted diligently, she should be able to serve her complaint on the defendant and file proof of service by December 15, 2010. I also provided plaintiff with a memorandum telling how to serve the United States, its agencies, corporations, officers, or employees in a federal lawsuit, and the forms she needed to accomplish service. To date, plaintiff has not filed proof of service of her complaint upon the defendant and she has not explained her failure to do so. Indeed, plaintiff has not corresponded with the court about her case since she filed her complaint on October 15, 2010, about 2½ months ago.

At this point, it is prudent to require plaintiff to write to the court and report what steps she has taken to serve the complaint on the defendant. Although the deadline for serving the complaint does not occur until February 12, 2011, the court would like to assure itself that plaintiff wishes to proceed with this lawsuit and has not abandoned prosecution of it.

ORDER

IT IS ORDERED that plaintiff Matilda Mahmutllari may have until January 18, 2011, in which to advise the court in writing what steps she has taken to serve her complaint on the defendant. If, by January 14, 2011, plaintiff fails to respond to this order, the court will view this as evidence that plaintiff is not interested in pursuing this lawsuit.

Entered this 28<sup>th</sup> day of December, 2010.

BY THE COURT:

/s/

STEPHEN L. CROCKER  
Magistrate Judge